

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: GENERIC PHARMACEUTICALS  
PRICING ANTITRUST LITIGATION

THIS DOCUMENT RELATES TO:

*Ahold USA, Inc., et al. v. Actavis  
Holdco U.S., Inc. et al.*

*1199SEIU Nat'l Benefit Fund, et  
al. v. Actavis Holdco US, Inc.*

*Humana Inc. v. Actavis Elizabeth,  
LLC et al.*

*West Val Pharm., et al. v. Actavis  
Holdco U.S., Inc.*

*The Kroger Co., et al. v. Actavis  
Holdco U.S., Inc.*

*Marion Diagnostic Center, LLC,  
et al. v. McKesson Corp., et al.*

*The State Attorneys General  
Litigation*

MDL 2724  
16-md-2724

HON. CYNTHIA M. RUFÉ

Civil Action Nos.

18-2641  
18-2401  
18-3299  
18-2533  
18-284  
18-4137  
17-3768

**ORAL ARGUMENT REQUESTED**

**DEFENDANTS' JOINT MOTION TO DISMISS  
PLAINTIFFS' OVERARCHING CONSPIRACY CLAIMS**

Pursuant to Fed. R. Civ. P. 12(b)(6), the Defendants identified herein hereby move to dismiss the following with prejudice:

1. With respect to the Direct Purchaser Plaintiffs' First Amended Complaint [No. 18-2641, Dkt. 11], Defendants<sup>1</sup> hereby move to dismiss the Complaint;
2. With respect to the End Payor Plaintiffs' Complaint [No. 18-2401, Dkt. 2], Defendants<sup>2</sup> hereby move to dismiss Counts One through Four "brought against all Defendants for their participation in an overarching conspiracy to fix, raise and/or stabilize the prices of the Drugs at Issue";
3. With respect to Plaintiff Humana, Inc.'s Amended Complaint [No. 18-3299, Dkt. 30], Defendants<sup>3</sup> hereby move to dismiss Counts CVI-CX;

---

<sup>1</sup> Defendants in the Direct Purchaser Plaintiffs action are: Actavis Holdco U.S., Inc.; Apotex Corp.; Aurobindo Pharma USA, Inc.; Citron Pharma LLC; Dr. Reddy's Laboratories, Inc.; Fougere Pharmaceuticals Inc.; G&W Laboratories, Inc.; Glenmark Pharmaceuticals, Inc., USA; Heritage Pharmaceuticals, Inc.; Impax Laboratories, Inc.; Lannett Company, Inc.; Mylan Inc.; Mylan Pharmaceuticals, Inc.; Oceanside Pharmaceuticals, Inc.; Rajiv Malik; Par Pharmaceutical Company, Inc.

<sup>2</sup> Defendants in the End Payor Plaintiffs action are: Actavis Holdco U.S., Inc.; Actavis Elizabeth LLC; Actavis Pharma, Inc.; Apotex Corp.; Aurobindo Pharma USA, Inc.; Barr Pharmaceuticals, LLC; Citron Pharma LLC; Dava Pharmaceuticals, LLC; Dr. Reddy's Laboratories, Inc.; Fougere Pharmaceuticals Inc.; Generics Bidco I, LLC; Glenmark Pharmaceuticals, Inc., USA; Heritage Pharmaceuticals, Inc.; Lannett Company, Inc.; Mayne Pharma Inc.; Mutual Pharmaceutical Co., Inc.; Mylan Inc.; Mylan Pharmaceuticals, Inc.; Par Pharmaceutical, Inc.; Perrigo New York, Inc.; Pliva, Inc.; Rajiv Malik; Sandoz, Inc.; Sun Pharmaceutical Ind., Inc.; Taro Pharmaceuticals U.S.A., Inc.; Teva Pharmaceuticals USA, Inc.; West-Ward Pharmaceuticals Corp.; and Zydus Pharmaceuticals (USA), Inc.

<sup>3</sup> Defendants in the Humana action are: Actavis Elizabeth, LLC; Actavis Holdco US, Inc.; Actavis Pharma, Inc.; Akorn, Inc.; Apotex Corp.; Breckenridge Pharmaceutical, Inc.; Dr. Reddy's Laboratories Inc.; Endo International PLC; Epic Pharma, LLC; Fougere Pharmaceuticals Inc.; Glenmark Pharmaceuticals Inc., USA; Heritage Pharmaceuticals Inc.; Hi-Tech Pharmacal Co., Inc.; Impax Pharmaceuticals, LLC F/K/A Impax Pharmaceuticals, Inc.; Lannett Company, Inc.; Lupin Pharmaceuticals, Inc.; Mayne Pharma, Inc.; Morton Grove Pharmaceuticals, Inc.; Mylan Pharmaceuticals, Inc.; Mylan Inc.; Mylan N.V.; Par Pharmaceutical Companies, Inc.; Perrigo Company PLC; Perrigo New York, Inc.; Sandoz, Inc.; Sun Pharmaceutical Industries, Inc.; Taro Pharmaceutical Industries Ltd.; Taro Pharmaceuticals USA, Inc.; Teligent, Inc.; Teva Pharmaceuticals USA, Inc.; UDL Laboratories, Inc.; Upsher-Smith Laboratories, LLC; West-Ward Pharmaceuticals Corp.; Wockhardt USA LLC; and Zydus Pharmaceuticals (USA) Inc.

4. With respect to the Indirect Reseller Plaintiffs’ Amended Overarching Complaint [No. 18-2533, Dkt. 4], Defendants<sup>4</sup> hereby move to dismiss Counts One through Four “brought against all Defendants for their participation in an overarching conspiracy to fix, raise and/or stabilize the prices of the Drugs at Issue”;
5. With respect to Plaintiffs The Kroger Co., Albertsons Companies LLC, and H.E. Butt Grocery Company L.P.’s (“Kroger Plaintiffs”) Complaint [No. 18-284, Dkt. 37], Defendants<sup>5</sup> hereby move to dismiss Count One;
6. With respect to Plaintiffs Marion Diagnostic Center, LLC and Marion Healthcare, LLC’s (“Marion Plaintiffs”) First Amended Complaint [No. 18-4137, Dkt. 22], Defendants<sup>6</sup> hereby move Counts I-XXVIII;

---

<sup>4</sup> Defendants in the Indirect Reseller Plaintiffs action are identical to those in the End Payor Plaintiffs’ action.

<sup>5</sup> Defendants in the Kroger Plaintiffs’ action are: Actavis Holdco U.S., Inc.; Actavis Pharma, Inc.; Akorn, Inc.; Apotex Corp.; Aurobindo Pharma USA, Inc.; Breckenridge Pharmaceutical, Inc.; Citron Pharma LLC; Dr. Reddy’s Laboratories, Inc.; Epic Pharma, LLC; Fougera Pharmaceuticals, Inc.; G&W Laboratories, Inc.; Glenmark Pharmaceuticals Inc., USA; Heritage Pharmaceuticals, Inc.; Hi-Tech Pharmacal Co., Inc.; Impax Laboratories, Inc.; Lannett Company, Inc.; Lupin Pharmaceuticals, Inc.; Mayne Pharma USA Inc.; Morton Grove Pharmaceuticals, Inc.; Mylan Inc.; Mylan Pharmaceuticals, Inc.; Mylan N.V.; Oceanside Pharmaceuticals, Inc.; Par Pharmaceutical, Inc.; Perrigo New York, Inc.; Pliva, Inc.; Sandoz, Inc.; Sun Pharmaceutical Industries, Inc.; Taro Pharmaceuticals USA, Inc.; Teligent, Inc.; Teva Pharmaceuticals USA, Inc.; UDL Laboratories, Inc.; Upsher-Smith Laboratories, LLC; West-Ward Pharmaceuticals Corp.; Wockhardt USA LLC; Valeant Pharmaceuticals North America LLC; Valeant Pharmaceuticals International; and Zydus Pharmaceuticals (USA) Inc.

<sup>6</sup> Defendants in the Marion Plaintiffs action are: Ascend Laboratories, LLC; Apotex Corp.; Aurobindo Pharma USA, Inc.; Citron Pharma, LLC; Dr. Reddy’s Laboratories, Inc.; Glenmark Pharmaceuticals, Inc., USA; Heritage Pharmaceuticals, Inc.; Lannett Company, Inc.; Mayne Pharma Inc.; Mylan Inc.; Mylan Pharmaceuticals, Inc.; Par Pharmaceutical Companies, Inc.; Sandoz, Inc.; Sun Pharmaceutical Industries, Inc.; Teva Pharmaceuticals USA, Inc.; and Zydus Pharmaceuticals (USA) Inc.

7. With respect to the Plaintiff States' Consolidated Amended Complaint [No. 17-3768, Dkt. 15], Defendants<sup>7</sup> hereby move to strike the joint and several liability allegations in Counts One through Eighteen.

In support of this Motion, Defendants rely upon Defendants' Memorandum of Law in Support of Their Motion to Dismiss Plaintiffs' Overarching Conspiracy Claims, which is being filed contemporaneously with this Motion. Certain Defendants are also contemporaneously filing Individual Motions and supplemental memoranda of law in further support of this Motion and their related Individual Motions as provided for in PTO 71 ¶ 5 (Dkt. No. 846).

For all the reasons set forth therein, Plaintiffs' conspiracy claims should be dismissed with prejudice.

Respectfully submitted,

---

<sup>7</sup> Defendants in the State Attorneys General action are: Actavis Holdco, U.S., Inc.; Actavis Pharma, Inc.; Ascend Laboratories, LLC; Apotex Corp.; Aurobindo Pharma USA, Inc.; Citron Pharma, LLC; Dr. Reddy's Laboratories, Inc.; Glenmark Pharmaceuticals, Inc., USA; Heritage Pharmaceuticals, Inc.; Lannett Company, Inc.; Rajiv Malik; Mayne Pharma Inc.; Mylan Pharmaceuticals, Inc.; Par Pharmaceutical Companies, Inc.; Sandoz, Inc.; Sun Pharmaceutical Industries, Inc.; Teva Pharmaceuticals USA, Inc.; and Zydus Pharmaceuticals (USA), Inc.

/s/ Sheron Korpus

Sheron Korpus  
Seth A. Moskowitz  
KASOWITZ BENSON TORRES LLP  
1633 Broadway  
New York, New York 10019  
Tel: (212) 506-1700  
Fax: (212) 506-1800  
skorpus@kasowitz.com  
smoskowitz@kasowitz.com

*Counsel for Actavis Pharma, Inc.,  
Actavis Holdco U.S., Inc.*

/s/ Anthony C. Porcelli

Anthony C. Porcelli  
POLSINELLI PC  
150 N. Riverside Plaza, Suite 3000  
Chicago, IL 60606  
Tel : (312) 819-1900  
Fax : (312) 819-1910  
aporcelli@polsinelli.com

Amy D. Fitts  
POLSINELLI PC  
900 W. 48th Place, Suite 900  
Kansas City, MO 64112  
Tel: (816) 753-1000  
Fax: (816) 222-0425  
afitts@polsinelli.com

*Counsel for Defendants Akorn, Inc. and  
Hi-Tech Pharmacal Co. Inc.*

/s/ James W. Matthews

James W. Matthews  
Katy E. Koski  
John F. Nagle  
FOLEY & LARDNER LLP  
111 Huntington Avenue  
Boston, MA 02199  
Tel: (617) 342-4000  
Fax: (617) 342-4001  
jmatthews@foley.com  
kkoski@foley.com  
jnagle@foley.com

James T. McKeown  
Elizabeth A. N. Haas  
Kate E. Gehl  
FOLEY & LARDNER LLP  
777 East Wisconsin Avenue  
Milwaukee, WI 53202-5306  
Tel: (414) 271-2400  
Fax: (414) 297-4900  
jmckeown@foley.com  
ehaas@foley.com  
kgehl@foley.com

Terry M. Henry  
Melanie S. Carter  
BLANK ROME LLP  
One Logan Square  
130 North 18th Street  
Philadelphia, PA 19103  
Tel: (215) 569-5644  
Fax: (215) 832-5644  
THenry@blankrome.com  
MCarter@blankrome.com

*Counsel for Defendant Apotex Corp.*

/s/ W. Gordon Dobie

W. Gordon Dobie  
WINSTON & STRAWN LLP  
35 W. Wacker Dr.  
Chicago, IL 60601  
Tel: (312) 558-5600  
Fax: (312) 558-5700  
wdobie@winston.com

/s/ Irving Wiesen

Irving Wiesen  
LAW OFFICES OF IRVING L. WIESEN,  
P.C.  
420 Lexington Avenue - Suite 2400  
New York, NY 10170  
Tel: (212) 381-8774  
Fax: (646) 536-3185  
iwiesen@wiesenlaw.com

*Counsel for Defendant Ascend Laboratories,  
LLC*

/s/ Wayne A. Mack

Wayne A. Mack  
Sean P. McConnell  
Sarah O'Laughlin Kulik  
DUANE MORRIS LLP  
30 S. 17th Street  
Philadelphia, PA 19103  
Tel: (215) 979-1152  
wamack@duanemorris.com  
spmccConnell@duanemorris.com  
sckulik@duanemorris.com

*Counsel for Defendant  
Aurobindo Pharma USA, Inc.*

/s/ Steven E. Bizar

Steven E. Bizar  
John P. McClam  
Tiffany E. Engsell  
DECHERT LLP  
2929 Arch Street  
Philadelphia, PA 19104  
Tel: (215) 994-4000  
steven.bizar@dechert.com  
john.mcclam@dechert.com  
tiffany.engsell@dechert.com

*Counsel for Defendant Citron Pharma LLC*

/s/ Jeffrey D. Smith

Jeffrey D. Smith  
Thomas A. Abbate  
DeCOTIIS, FITZPATRICK, COLE &  
GIBLIN, LLP  
Glenpointe Centre West  
500 Frank W. Burr Blvd.  
Teaneck, NJ 07666  
Tel: (201) 907-5228  
Fax: (201) 928-0588  
jsmith@decotiislaw.com  
tabbate@decotiislaw.com

*Counsel for Defendant Epic Pharma, LLC*

/s/ Stacey Anne Mahoney

Stacey Anne Mahoney  
Charles Reitmeyer  
MORGAN, LEWIS & BOCKIUS LLP  
101 Park Avenue  
New York, NY 10178  
Tel: (212) 309-6930  
Fax: (212) 309-6001  
stacey.mahoney@morganlewis.com  
charles.reitmeyer@morganlewis.com

*Counsel for Defendant Breckenridge  
Pharmaceutical, Inc.*

/s/ Roger Kaplan

Roger Kaplan  
Aaron Van Nostrand  
GREENBERG TRAURIG, LLP  
500 Campus Drive, Suite 400  
Florham Park, NJ 07932  
Tel: (973) 360-7900  
Fax: (973) 295-1257  
kaplanr@gtlaw.com  
vannostranda@gtlaw.com

*Counsel for Defendant  
Dr. Reddy's Laboratories, Inc.*

/s/ Marguerite M. Sullivan

Marguerite M. Sullivan  
Anna M. Rathbun  
LATHAM & WATKINS LLP  
555 Eleventh Street, NW  
Suite 1000  
Washington, D.C. 20004  
Tel: (202) 637-2200  
Fax: (202) 637-2201  
marguerite.sullivan@lw.com  
anna.rathbun@lw.com

*Counsel for Defendant G&W Laboratories.*

*/s/ Steven A. Reed*

---

Steven A. Reed  
MORGAN, LEWIS & BOCKIUS LLP  
1701 Market Street  
Philadelphia, PA 19103  
Tel: (215) 963-5603  
Fax: (215) 963-5001  
steven.reed@morganlewis.com

*Counsel for Defendant  
Glenmark Pharmaceuticals Inc., USA*

*/s/ D. Jarrett Arp*

---

D. Jarrett Arp  
Daniel W. Nelson  
Melanie L. Katsur  
Christopher B. Leach  
GIBSON, DUNN & CRUTCHER LLP  
1050 Connecticut Ave., NW  
Washington, D.C. 20036-5306  
Tel: (202) 955-8678  
Fax: (202) 530-9527  
jarp@gibsondunn.com  
dnelson@gibsondunn.com  
mkatsur@gibsondunn.com  
cleach@gibsondunn.com

Eric J. Stock  
Indraneel Sur  
GIBSON, DUNN & CRUTCHER LLP  
200 Park Avenue  
New York, NY 10166  
Tel: (212) 351-2474  
Fax: (212) 716-0875  
estock@gibsondunn.com  
isur@gibsondunn.com

*Counsel for Defendant Heritage  
Pharmaceuticals Inc.*



/s/ Raymond A. Jacobsen, Jr.

Raymond A. Jacobsen, Jr.  
Paul M. Thompson (Pa. Bar No. 82017)  
Lisa A. Peterson  
MCDERMOTT WILL & EMERY LLP  
500 North Capitol Street NW  
Washington, D.C. 20001  
Tel. (202) 756-8000  
rayjacobsen@mwe.com  
pthompson@mwe.com  
lpeterson@mwe.com

David L. Hanselman Jr.  
MCDERMOTT WILL & EMERY LLP  
444 West Lake Street  
Chicago, IL 60605  
Tel. (312) 984-3610  
dhanselman@mwe.com

Nicole L. Castle  
MCDERMOTT WILL & EMERY LLP  
340 Madison Avenue  
New York, NY 10173  
Tel. (212) 547-5400  
ncastle@mwe.com

*Counsel for Defendant  
Impax Laboratories, Inc.*

/s/ Leiv Blad

Leiv H. Blad  
Zarema A. Jaramillo  
Katie R. Glynn  
LOWENSTEIN SANDLER LLP  
2200 Pennsylvania Avenue, NW  
Washington, DC 20037  
Tel: (202) 753-3800  
Fax: (202) 753-3838  
lblad@lowenstein.com  
zjaramillo@lowenstein.com  
kglynn@lowenstein.com

*Counsel for Defendant  
Lupin Pharmaceuticals, Inc.*

/s/ Gerald E. Arth

Gerald E. Arth  
Ryan T. Becker  
Evan R. Luce  
FOX ROTHSCHILD LLP  
2000 Market Street, 20th Floor  
Philadelphia, PA 19103  
Tel: (215) 299-2000  
Fax: (215) 299-2150  
garth@foxrothschild.com  
rbecker@foxrothschild.com  
eluce@foxrothschild.com

George G. Gordon  
Stephen D. Brown  
Julia Chapman  
DECHERT LLP  
2929 Arch Street  
Philadelphia, PA 19104  
Tel: (215) 994-2000  
Fax: (215) 994-2222  
george.gordon@dechert.com  
stephen.brown@dechert.com  
julia.chapman@dechert.com

*Counsel for Defendant  
Lannett Company, Inc.*

/s/ Robert J. Cleary

Robert J. Cleary  
Dietrich L. Snell  
David A. Munkittrick  
Edward Canter  
PROSKAUER ROSE LLP  
11 Times Square  
New York, NY 10036  
Tel: (212) 969-3000  
rjcleary@proskauer.com  
dsnell@proskauer.com  
dmunkittrick@proskauer.com  
ecanter@proskauer.com

*Counsel for Defendant Rajiv Malik*

/s/ Michael Martinez

Michael Martinez  
Steven Kowal  
Lauren Norris Donahue  
Brian J. Smith  
K&L GATES LLP  
70 W. Madison St., Suite 3100  
Chicago, IL 60602  
Tel: (312) 372-1121  
Fax: (312) 827-8000  
michael.martinez@klgates.com  
steven.kowal@klgates.com  
lauren.donahue@klgates.com  
brian.j.smith@klgates.com

*Counsel for Defendant Mayne Pharma Inc.*

/s/ Chul Pak

Chul Pak  
Jeffrey C. Bank  
WILSON SONSINI GOODRICH & ROSATI, PC  
1301 Avenue of the Americas  
40th Floor  
New York, New York 10019  
Tel: (212) 497-7726  
Fax: (212) 999-5899  
cpak@wsgr.com  
jbank@wsgr.com

Seth C. Silber  
WILSON SONSINI GOODRICH & ROSATI, PC  
1700 K Street, NW  
Fifth Floor  
Washington, DC 20006  
Tel: (202) 973-8824  
Fax: (202) 973-8899  
ssilber@wsgr.com

Adam K. Levin  
Benjamin F. Holt  
Justin W. Bernick  
HOGAN LOVELLS US LLP  
555 Thirteenth Street, NW  
Washington, D.C. 20004  
Tel: (202) 637-5600  
Fax: (202) 637-5910  
adam.levin@hoganlovells.com  
benjamin.holt@hoganlovells.com  
justin.bernick@hoganlovells.com

*Counsel for Defendants Mylan Inc.,  
Mylan Pharmaceuticals, Inc., UDL  
Laboratories, Inc., and Mylan N.V*

/s/ John E. Schmidtlein

John E. Schmidtlein (admitted *pro hac vice*)

Sarah F. Teich (admitted *pro hac vice*)

WILLIAMS & CONNOLLY LLP

725 Twelfth Street, N.W.

Washington, D.C. 20005

Tel: (202) 434-5000

Fax: (202) 434-5029

jschmidtlein@wc.com

steich@wc.com

*Counsel for Defendant*

*Par Pharmaceutical, Inc.*

/s/ Scott A. Stempel

Scott A. Stempel

J. Clayton Everett, Jr.

Tracey F. Milich (Pa. ID No. 316753)

MORGAN, LEWIS & BOCKIUS LLP

1111 Pennsylvania Avenue, NW

Washington, D.C. 20004

Tel.: (202) 739-3000

Fax: (202) 739-3001

scott.stempel@morganlewis.com

clay.everett@morganlewis.com

tracey.milich@morganlewis.com

Harvey Bartle IV. (Pa. ID No. 91566)

Francis A. DeSimone, (Pa. ID No. 320837)

MORGAN, LEWIS & BOCKIUS LLP

1701 Market Street

Philadelphia, PA 19103

Tel: (215) 963-5000

Fax: (215) 963-5001

harvey.bartle@morganlewis.com

frank.desimone@morganlewis.com

*Counsel for Defendant Perrigo New York, Inc.*

/s/ Saul P. Morgenstern

Saul P. Morgenstern  
Margaret A. Rogers  
Alice C.C. Huling  
ARNOLD & PORTER KAYE SCHOLER LLP  
250 West 55th Street  
New York, New York 10019  
Tel: (212) 836-8000  
Fax: (212) 836-8689  
saul.morgenstern@apks.com  
margaret.rogers@apks.com  
alice.huling@apks.com

Laura S. Shores  
ARNOLD & PORTER KAYE SCHOLER LLP  
601 Massachusetts Avenue, NW  
Washington, DC 20001  
Tel: (202) 942-5000  
Fax: (202) 942-5999  
laura.shores@apks.com

Abby L. Sacunas (200081)  
Peter M. Ryan (81816)  
COZEN O'CONNOR  
1650 Market Street  
Philadelphia, PA 19103  
Tel: (215) 665-4785  
Fax: (215) 701 2472  
asacunas@cozen.com  
pryan@cozen.com

*Counsel for Defendants Sandoz Inc. and  
Fougera Pharmaceuticals Inc.*

/s/ J. Douglas Baldridge

J. Douglas Baldridge  
Lisa Jose Fales  
Danielle R. Foley  
VENABLE LLP  
600 Massachusetts Avenue, NW  
Washington, D.C. 20001  
Tel: (202) 344-4000  
jbaldridge@venable.com  
ljfales@venable.com  
drfoley@venable.com

Thomas J. Welling, Jr.  
Benjamin P. Argyle  
VENABLE LLP  
1270 Avenue of the Americas  
24th Floor  
New York, New York 10020  
Tel: (212) 307-5500  
tjwelling@venable.com  
bpargyle@venable.com

*Counsel for Defendants*

*Sun Pharmaceutical Industries, Inc., Taro  
Pharmaceuticals U.S.A., Inc., Taro  
Pharmaceutical Industries Ltd., and Mutual  
Pharmaceutical Company, Inc.*

/s/ Heather K. McDevitt

Heather K. McDevitt  
Bryan D. Gant  
WHITE & CASE LLP  
1221 Avenue of the Americas  
New York, New York 10020  
Tel: (212) 819-8200  
Fax: (212) 354-8113  
hmcdevitt@whitecase.com  
bgant@whitecase.com

*Counsel for Defendant Teligent, Inc.*

s/ J. Gordon Cooney, Jr.

J. Gordon Cooney, Jr.  
John J. Pease, III  
Alison Tanchyk  
William T. McEnroe  
MORGAN, LEWIS & BOCKIUS LLP  
1701 Market Street  
Philadelphia, PA 19103  
Tel: (215) 963-5000  
Fax: (215) 963-5001  
jgcooney@morganlewis.com  
john.pease@morganlewis.com  
alison.tanchyk@morganlewis.com  
william.mcenroe@morganlewis.com

Amanda B. Robinson  
MORGAN, LEWIS & BOCKIUS LLP  
1111 Pennsylvania Avenue, NW  
Washington, D.C. 20004  
Tel: (202) 739-3000  
Fax: (202) 739-3001  
amanda.robinson@morganlewis.com

s/ Jan P. Levine

Jan P. Levine  
Robin P. Sumner  
Michael J. Hartman  
PEPPER HAMILTON LLP  
3000 Two Logan Square  
Eighteenth & Arch Streets  
Philadelphia, PA 19103-2799  
Tel: (215) 981-4000  
Fax: (215) 981-4750  
levinej@pepperlaw.com  
sumnerr@pepperlaw.com  
hartmanm@pepperlaw.com

*Counsel for Defendant  
Teva Pharmaceuticals USA, Inc*

/s/ Devora W. Allon

Jay P. Lefkowitz, P.C.  
Devora W. Allon  
Alexia R. Brancato  
Erin H. Ogburn  
KIRKLAND & ELLIS LLP  
601 Lexington Avenue  
New York, NY 10022-4611  
Tel: (212) 446-4800  
Fax: (212) 446-6460  
jay.lefkowitz@kirkland.com  
devora.allon@kirkland.com  
alexia.brancato@kirkland.com  
erin.ogburn@kirkland.com

*Counsel for Defendant Upsher-Smith  
Laboratories, LLC*

s/ Robin D. Adelstein

Robin D. Adelstein  
Mark A. Robertson  
Gerald A. Stein  
Matthew C. Lamb  
NORTON ROSE FULBRIGHT US LLP  
1301 Avenue of the Americas  
New York, NY 10019-6022  
Tel: (212) 318-3000  
Fax: (212) 318-3400  
robin.adelstein@nortonrosefulbright.com  
mark.robertson@nortonrosefulbright.com  
gerald.stein@nortonrosefulbright.com  
matthew.lamb@nortonrosefulbright.com

*Counsel for Defendants Valeant  
Pharmaceuticals North America LLC,  
Valeant Pharmaceuticals International, and  
Oceanside Pharmaceuticals, Inc.*

/s/ Jan P. Levine

Jan P. Levine  
Robin P. Sumner  
Michael J. Hartman  
PEPPER HAMILTON LLP  
3000 Two Logan Square  
Eighteenth & Arch Streets  
Philadelphia, PA 19103-2799  
Tel: (215) 981-4000  
Fax: (215) 981-4750  
levinej@pepperlaw.com  
sumnerr@pepperlaw.com  
hartmanm@pepperlaw.com

Keith J. Harrison  
Shari Ross Lahlou  
CROWELL & MORING LLP  
1001 Pennsylvania Avenue, NW  
Washington, D.C. 20004-2595  
Tel. (202) 624-2500  
Fax. (202) 624-5116  
kharrison@crowell.com  
slahlou@crowell.com

*Counsel for Defendant West-Ward  
Pharmaceuticals Corp.*

/s/ Jason R. Parish

Jason R. Parish  
Bradley J. Kitlowski  
BUCHANAN INGERSOLL & ROONEY PC  
1700 K Street, NW  
Washington, D.C. 20006  
Tel: (202) 452-7900  
Fax: (202) 452-7989

*Counsel for Defendant Zydus Pharmaceuticals  
(USA), Inc.*

/s/ William A. Escobar

William A. Escobar  
Damon W. Suden  
KELLEY DRYE & WARREN LLP  
101 Park Avenue  
New York, New York 10178  
Tel: (212) 808-7800  
Fax: (212) 808-7897  
wescobar@kelleydrye.com  
dsuden@kelleydrye.com

*Counsel for Defendants Wockhardt USA LLC  
and Morton Grove Pharmaceuticals Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify on this 1st day of March 2019, a true and correct copy of the foregoing was filed electronically and is available for viewing and downloading from the Court's ECF System. Notice of this filing will be sent to all counsel of record by operation of the ECF System.

/s/ *Julia Chapman*  
Julia Chapman

Dated: March 1, 2019